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Attorneys for HARRAH'S ENTERTAINMENT, INC. and *Specially Appearing* Defendant
HARRAH'S OPERATING COMPANY, INC. and HARRAH'S MARKETING SERVICES
CORPORATION.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JAMES M. KINDER,
Plaintiff,

vs.

HARRAH'S ENTERTAINMENT, INC.;
HARRAH'S OPERATING COMPANY, INC.;
HARRAH'S MARKETING SERVICES
CORPORATION; HARRAH'S LICENSE
COMPANY, LLC; HARRAH'S LAUGHLIN,
INC. HBR REALTY COMPANY, INC. and
DOES 1 through 100, inclusive,
Defendants.

CASE NO. 07-CV-2132-DMS (AJB)
[Consolidated with 07 CV 2226 DMS (POR)]

Judge: Hon. Dana M. Sabraw
Mag. Judge: Hon. Anthony J. Battaglia

DECLARATION OF MARIA C. ROBERTS
IN SUPPORT OF *SPECIALLY APPEARING*
DEFENDANTS' MOTION TO DISMISS
PURSUANT TO F.R.CIV.P. RULE
12(b)(2), (6)

ACCOMPANYING DOCUMENTS:
NOTICE OF MOTION AND MOTION;
MEMORANDUM OF POINTS AND
AUTHORITIES; DECLARATION OF
MICHAEL E. KOSTRINSKY; NOTICE OF
LODGMET OF EXHIBITS; [PROPOSED]
ORDER

Date: April 18, 2008
Time: 1:30 p.m.
Courtroom: 13

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1 I, Maria C. Roberts, declare as follows:

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3 1. I am an attorney duly admitted to practice before this Court. I am an attorney with
4 Shea Stokes Roberts & Wagner, ALC, attorneys of record for Harrah's Entertainment, Inc. and
5 *Specially Appearing* Defendant Harrah's Operating Company, Inc. and *Specially Appearing*
6 Defendant Harrah's Marketing Services Corporation. If called as a witness, I could and would
7 competently testify to all facts within my personal knowledge, except where stated upon
8 information and belief.

9
10 2. This declaration is submitted in support of *Specially Appearing* Defendants' Motion
11 to Dismiss Pursuant to F.R.CIV.P. Rule 12(b)(2), (6).

12
13 3. On November 21, 2007, *Specially Appearing* Defendant effected a timely and
14 proper removal of the action to the United States District Court for the Southern District of
15 California.

16
17 4. The first amended complaint was personally served on *Specially Appearing*
18 Defendant Harrah's Operating Company, Inc. and *Specially Appearing* Defendant Harrah's
19 Marketing Services Corporation on February 22, 2008.

20
21 5. Attached to the Notice of Lodgment of Exhibits as Exhibit 1 is a true and correct
22 copy of the Summons and Complaint for Damages, including Punitive Damages, Interest, and
23 Attorney's Fees, and for Injunctive Relief, filed by Plaintiff James M. Kinder on October 2, 2007.

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25 6. Attached to the Notice of Lodgment of Exhibits as Exhibit 2 are true and correct
26 copies of the Vexatious Litigant List prepared and maintained by the Administrative Office of the
27 Court, dated September 28, 2007; October 31, 2007; and January 31, 2008.

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7. Attached to the Notice of Lodgment of Exhibits as Exhibit 3 is a true and correct copy of the Declaration of James M. Kinder in Support of Filing by Vexatious Litigant, dated May 9, 2007.

8. Attached to the Notice of Lodgment of Exhibits as Exhibit 4 is a true and correct copy of the docket for San Diego County Superior Court Case No. 37-2007-00076114-CU-MC-CTL.

9. Attached to the Notice of Lodgment of Exhibits as Exhibit 5 is a true and correct copy of this Court's order of January 22, 2008, granting Plaintiff James M. Kinder's motion for leave to file a first amended complaint.

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed by me on March 13, 2008 at San Diego, California.

s/Maria C. Roberts
Maria C. Roberts